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12 Google Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

DECLARATION OF DAVID H. KRAMER IN SUPPORT
OF GOOGLE'S MISCELLANEOUS ADMINISTRATIVE
REQUEST TO CONTINUE OR VACATE HEARING
DATE
Case No. 06-2057 JF (RS)

1 I, David H. Kramer, declare:

2 1. I am a partner at Wilson Sonsini Goodrich & Rosati, counsel for Defendant
3 Google Inc (“Google”). I have personal knowledge of the facts set forth herein, and would and
4 could testify competently thereto if called as a witness.

5 2. Gregory J. Yu, counsel for plaintiff Kinderstart.com LLC (“Kinderstart”), and I
6 have previously discussed whether Kinderstart would agree to postpone the hearing date on
7 Kinderstart’s motion for preliminary injunction until after the Court decides Google’s motion to
8 dismiss and anti-SLAPP motion. Kinderstart has refused that approach and has instead sought to
9 have its preliminary injunction motion heard on or before the same date that Google’s motions
10 are heard. I tried calling Mr. Yu again today to try once again to convince him to postpone the
11 hearing date on Kinderstart’s motion for preliminary injunction, but I was unable to reach him.

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13 I declare under penalty of perjury that the foregoing is true and correct. Signed this 31st
14 day of May, 2006 in Palo Alto, California.

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/s/
David H. Kramer

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